

# **Murray City Municipal Council Chambers Murray City, Utah**

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**T**he Municipal Council of Murray City, Utah, met on Tuesday, the 13<sup>th</sup> day of April, 2010 at 6:30 p.m., for a meeting held in the Murray City Council Chambers, 5025 South State Street, Murray, Utah.

Roll Call consisted of the following:

Jeff Dredge,	Council Chair
Krista Dunn,	Council Member
Darren Stam,	Council Member
Jared Shaver,	Council Member
Jim Brass,	Council Member - Conducted

Others who attended:

Dan Snarr,	Mayor
Jan Wells,	Chief of Staff
Michael Wagstaff,	City Council Director
Carol Heales,	City Recorder
Frank Nakamura,	City Attorney
Craig Burnett,	Assistant Police Chief
Pat Wilson,	Finance Director
Zachery Fountain,	Legislative Affairs
Tim Cosgrove,	Utah State House of Representatives
Citizens	
Boy Scouts	

## **A. OPENING CEREMONIES**

1. Pledge of Allegiance - Craig Burnett, Assistant Police Chief
2. Mr. Brass stated that there is a tradition in Murray City to invite the

Boy Scouts in attendance to stand and introduce themselves, their Troop Leaders, and which Merit Badges they are working on.

The Scouts in attendance stood and introduced themselves and their leaders.

3. Approval of minutes of March 16, 2010

Mr. Stam made a motion to approve the minutes, with correction.  
Mr. Shaver 2<sup>nd</sup> the motion.

Call vote recorded by Carol Heales.

All ayes

**B. CITIZEN COMMENTS** (Comments are limited to 3 minutes unless otherwise approved by the Council.)

None given

**Public comment closed**

**C. CONSENT AGENDA**

None scheduled

**D. PUBLIC HEARINGS**

None scheduled

**E. UNFINISHED BUSINESS**

1. **Consider a Resolution approving an Interlocal Cooperative Agreement between the Utah Telecommunication Open Infrastructure Agency (UTOPIA) and the City.**

Staff presentation: Frank Nakamura, City Attorney

Mr. Nakamura stated that these documents have been presented, essentially to allocate funds to be used to enforce legal rights that UTOPIA has; it is not money that will go to providing operation or maintenance services, it is used to enforce a legal right, therefore it is not covered by the Statute 1018-303. The amount of money that will be allocated is based upon the percentage that the City has in UTOPIA, 12.87 % of all funds that UTOPIA is requesting to assist in handling the litigation. He could call it sharing of litigation expenses to enforce legal rights of UTOPIA.

Mr. Brass said that he did not attend that meeting, as he was out of the country, and has not yet seen the minutes.

Ms. Dunn explained that they had moved to postpone the decision until everyone could be in attendance to vote on it.

Ms. Dunn made a motion to adopt the Resolution.  
Mr. Stam 2<sup>nd</sup> the motion.

Call vote recorded by Carol Heales:

<u>A</u>	Mr. Shaver
<u>A</u>	Ms. Dunn
<u>A</u>	Mr. Dredge
<u>A</u>	Mr. Stam
<u>A</u>	Mr. Brass

Motion passed 5-0

**F. NEW BUSINESS**

None scheduled

**G. MAYOR'S REPORT**

Mayor Snarr said that in regards to the re-alignment of 300 West and Cottonwood Street, that street has been closed down for the past week and a half, and they are doing the work on the other side to adapt for the other line, and perhaps the rain put them off, but they have elevated the necessary geo technical base that they are putting underneath, to realign that line that will service not only the Day Break area, the Mid-Jordan line spur, but also the additional lines that will be coming on. It will also be the primary line for the Mid-Jordan spur.

Mayor Snarr stated that Mr. Tingey and he went out and met with the Larry H. Miller group, in particular with Mr. Greg Miller, to make sure that we were on the same page, as far as making sure that the plans are approved, accurate, that the architecture work is being done and reflects what needs to take place. Any time you deal with remodels, sometimes the original plans have been changed and the new plans don't reflect that, and yet we are trying to adapt and have a good set of plans in place, so that the building meets code when it is fully remodeled.

There are significant changes above and beyond of what we even thought, as far as expenditures; He knows that he has said in the past that he was talking in the \$30 million range, he indicated that by the time they had acquired the properties, which during the process of doing, which will clean up some of those State Street properties, he said that they could easily approach \$60 million in new investment in our community. Those two new dealerships, both the Lexus and the Honda dealerships, will be very expensive.

The Mayor looks on the positive side- there are some things that are going to be happening here; hopefully we will be getting some more building permits coming our way, as far as helping to accommodate the Building Department with additional revenue, and he is optimistic that we are in a good position to see things turn around. As things turn around, we will be in the middle of it, and there are good things happening.

He is excited about what is happening downtown; as most are aware, the property has finally been acquired and feels that we were fair in that.

The In and Out Burger people did come back into town, and are committed to coming into Murray, and indicated that they will make the decision on what property to acquire to build it, but most likely will not be built until sometime next year; at least we know that they are coming. They are going back to talk to the Freeze's and get one more shot at saying we will work with you a bit more in getting a better lease rate, but the Mayor doesn't feel that they will sell the property to them, and according to Matt Anderson at In and Out Burger, they would rather purchase than lease.

The Mayor said that they did meet with the Kimball Investment Group and their architects as well, and it is a beautiful facility; there may be some issues regarding the height, but it is going to be a LEEDS building and he plans on doing as much as he can to make it a green building, if he can get the permit to build it in the city. He has been able to address the parking issues for the most part on-site, is short three stalls, but the Mayor will keep us posted as things move along; it may not happen based upon the elevation, and has moved it further west to distance it from the residential area, but the Mayor realizes something he didn't before, but even if it is an elementary, Junior High or High School, it is still is under the same rules as a residential neighborhood, and his thinking was where they are taking a lot of these house out, it still doesn't make a difference. It would be nice to replace some of these structures, and he says he has had a lot of people nibble about leasing them, but the Take Five has been a significant challenge- a year has gone by and it needs to have restrooms and a lot of other things to make it so that it is compliant with the Board of Health.

## **H. QUESTIONS OF THE MAYOR**

None

Mr. Brass stated that he had neglected to recognize Tim Cosgrove, one of our many several representatives up on the hill, saying that Mr. Cosgrove does a great job for us.

Ms. Dunn added that Mr. Cosgrove does a fabulous job for the City of Murray in representing us, and thanks him for his great work.

## **ADJOURNMENT**

Draft pending Council approval